

Appl. No. 0009/710,332
Amdt. Dated March 12, 2004
Response to Office Action of September 12, 2003
Atty. Dkt No. TRNSV-013BC

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Makower, et al.)	
)	Art Unit: 3738
Serial No.: 09/710,332)	
)	Examiner: Isabella, D.
Filed: November 9, 2000)	
)	
For: Method and Apparatus for)	
Transmyocardial Direct Coronary)	
Revascularization)	

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action dated September 12, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.

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 COPYRIGHTS, AND RELATED
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GORDON L. PETERSON (Re/idx)

*PROFESSIONAL CORPORATION
 **REGISTERED PATENT AGENT
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TRNSV-013BC

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Date: March 12, 2004

To: **Commissioner for Patents**
Alexandria, VA

Facsimile: 703-872-9306

Re: U.S. Patent Application No. 09/710,332
 Applicant: Makower, et al.
 Title: Methods and Apparatus for Transmyocardial Direct Coronary Revascularization

From: Linda Allyson Fox, Reg. No. 38,883
 Acting pursuant to 37 CFR 1.34(a)
 Associate for Robert D. Buyan, Reg. No. 32,460

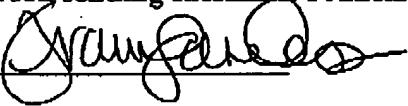
Total Number of Pages: 16 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/710,332 is being facsimile transmitted to the Commissioner for Patents at (703) 872-9306 on March 12, 2004.

Name of person sending facsimile: Francine Sanders, Assistant

Signature: 

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Attorney Docket No.: TRNSV-013BC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Makower, et al.)
Application No. 09/710,332) Art Unit: 3738
Filed: November 9, 2000) Examiner:
For: Method and Apparatus for)
Transmyocardial Direct Coronary)
Revascularization)

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Letter

Dear Sir:

- In accordance with Rule 136, the Commissioner is hereby petitioned for a three (3) month extension of time, extending to **March 12, 2004** the period for response to the Office action dated **September 12, 2003**. The Commissioner is hereby authorized to deduct extension fees from Deposit Account No. 50-0878.
- Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- A Certificate of Ownership and Power of Attorney is enclosed.
- Enclosed herewith is a amendment/response for filing in relation to the above-identified application. Entry and consideration of this amendment/response is requested.

- Check No.---- is enclosed covering the additional filing fees in the amount of \$_____.00, with the fees calculated as follows:

(Col. 1)	(Col. 2)	(Col. 3)	Small Entity	Other than a Small Entity
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Additional Extra	Additional Rate Fee	Rate Fee
Total claims	12 - 82 =	x 9 \$	Or x 18 \$	
Independent claims	1 - 4 = 0	x 42 \$	Or x 84 \$	
First presentation of multiple dependent claims		+ 140 \$	Or + 280 \$	
		Total \$	Or Total \$	

- The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted,
STOUT, LXA, BUYAN & MULLINS, LLP

Date: March 12, 2004

Linda Allyson Fox, Reg. No. 38,883

Acting pursuant to 37 CFR 1.34(a)

Associate for Robert D. Buyan, Reg. No. 32,460

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile (703) 872-9306 to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 12, 2004.

Dated: March 12, 2004

By:
Francine Salanders, Assistant